

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

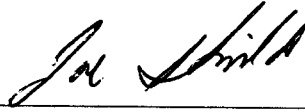
JOE SHIELDS )  
 )  
Plaintiff )  
 )  
vs. )  
 ) CIVIL ACTION No. 4:13-cv-02426  
SEARS, ROEBUCK AND COMPANY, )  
HOME IMPROVEMENT LEADS INC., )  
DIRECT ENERGY US HOME SERVICES )  
INC. D/B/A HALLMARK ONE HOUR )  
AIR CONDITIONING & HEATING AND )  
AIR SPECIALIST HEATING AND AIR )  
CONDITIONING COMPANY INC. )  
 )  
Defendants ) JURY TRIAL REQUESTED

**MOTION TO DISMISS WITH PREJUDICE AS TO DEFENDANT DIRECT ENERGY US  
HOME SERVICES INC.**

Comes now Plaintiff Joe Shields and files this Motion to Dismiss with Prejudice the Defendant Direct Energy US Home Services Inc. d/b/a Hallmark One Hour Air Conditioning & Heating (hereinafter "Direct Energy"). Plaintiff would respectfully show as follows:

Direct Energy has not filed an answer and Plaintiff and Direct Energy have settled their differences in the matter. Therefore, Plaintiff respectfully requests that the Court dismiss with prejudice the Defendant Direct Energy only from Plaintiff's civil action currently pending before the court.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Joe Shields", is written above a horizontal line.

Joe Shields  
Plaintiff Pro Per  
16822 Stardale Lane  
Friendswood, Texas 77546  
Home: 281-482-7603  
Email: antitelemarketer@sbcglobal.net